Serial No. 09/923,605

Attorney Ref: PHNL 000419

## **REMARKS**

Claims 1, 2, 4 and 7 are pending in the application.

Claims 1 and 4 are currently amended.

In the Office Action dated January 12, 2004, claims 1, 2, 4 and 7 were rejected under 35 U.S.C. §112, second paragraph. Claims 1, 2, 4 and 7 were rejected under 35 U.S.C. §102(a or e) or in the alternative under §103(a).

In the Office Action on page 3, paragraphs 6 and 7, it was indicated all the claims 1, 2, 4 and 7 would be allowable if claim 1 was amended by deleting, in line 6, "at least 10%" and inserting "greater than 10% to about 25%" and deleting the last two lines of the claim.

By the foregoing amendment, applicant has amended claim 1 in accordance with the comments in paragraphs 6 and 7 of the Office Action. Accordingly, the applicant respectfully submits claim 1 as amended is in allowable form. Applicant submits claims 2, 4 and 7, dependent on allowable claim 1, are also in condition for allowance.

For the foregoing reasons and in light of the amendments made herein the applicant earnestly solicits a Notice of Allowance for all claims pending in the application. The Examiner is encouraged to telephone the undersigned in order to expedite any detail of the prosecution.

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No fee is due with this amendment. However, the Commissioner is authorized to charge any deficiency or credit any overpayment to Deposit Account No. 11-0223.

Respectfully submitted,

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Attorney